

**BEFORE THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION III**

IN THE MATTER OF:

) Renovation Property located at:
)

) 4223 38th St. NW
) Washington, DC 20016
)

) Complainant's Name and Address:
)

) [REDACTED]
) [REDACTED]
) [REDACTED]
) [REDACTED]
)

) Status of Complainant: Owner
) Circle One - Owner/Tenant/Other
)

DECLARATION OF [REDACTED]

District of Columbia

I/we, the undersigned declarant(s), state the following:

1. With respect to your written or oral renovation work agreement, responses for each of the following questions should be provided by circling or marking the appropriate answer:

- a. Did the renovation/remodeling work involve pre-1978 housing or a pre-1978 child-occupied facility?

X YES NO UNKNOWN

- b. If yes, what year, to the best of your knowledge, was the housing or facility built? 1927

- c. Did the renovator/remodeler receive any form of compensation for the work? X YES NO UNKNOWN If yes, please explain:

Yes. I paid a deposit before the job started and paid the balance after the job was completed. Both payments were made by check.

d. Did the renovator/remodeler disturb more than 6 square feet of painted surface per room on the interior or more than 20 square feet on the exterior?

X YES NO UNKNOWN

e. Is the firm that performed the renovations EPA certified?

X YES NO UNKNOWN

f. Is the renovator who performed the work EPA certified?

YES NO X UNKNOWN

g. Did any of the following conditions apply to the renovation/remodeling work?

- Was this an emergency renovation? YES X NO UNKNOWN
- Was it a lead abatement performed by a certified lead abatement contractor? YES X NO UNKNOWN
- Was this certified lead-free housing? YES X NO UNKNOWN
- Was this a zero-bedroom dwelling? YES X NO UNKNOWN
- Was this housing for the elderly or disabled? YES X NO UNKNOWN

2. During the renovation, were lead safe work practices followed? Please circle yes, no, or unknown for each activity:

- Were warning signs posted? YES NO X UNKNOWN
- Were plastic containment barriers set up? YES NO X UNKNOWN
- Were all objects in the work area removed or covered? YES NO X UNKNOWN
- Were HVAC ducts in the area closed or covered? YES NO X UNKNOWN
- Were windows and doors closed? X YES NO UNKNOWN
- Were floors (interior) and ground (exterior) covered with plastic? YES X NO UNKNOWN
- Was the work site properly cleaned after renovation? YES X NO UNKNOWN

3. During the renovation period, the following children resided on the property:

Name of Child

Date of Birth

NA

While there are no children that reside in my home, it should be noted that I live in a semi-detached home. My neighbors who live in the home contiguous to mine have two toddlers. My neighbors who live in the adjacent home have small children.

4. Was any occupant pregnant at the time the work was performed? YES ☒ NO

Were any lead hazards identified before, during or after the renovation work? YES
NO ☒ UNKNOWN

If yes, please explain and provide any supporting documentation:

After the renovation, I did not have the soil tested but there were paint chips on the external hard surfaces (external window concrete sill, porch, deck, patio) and in the flower beds adjacent to my home.

6. Date contract was signed, or, date that agreement for renovation work was entered into orally: August 20, 2012

Date of Contract/Date Agreement Reached for Renovation Work

7. Date(s) of Renovation: 09 11 12 to 09 18 12
Month Day Year Month Day Year

8. Describe the renovation/remodeling activities conducted:

Preparation (scraping, etc) of wooden painted surfaces, including fascia soffit, shutters, porch ceiling, window frames, dormer trim. Preparation of iron railing. Replacement of trim around the porch ceiling. Painting of these wooden and iron surfaces

9. Identify the location(s) of the work performed:

Common Area ☐ Interior ☐ Exterior ☒

10. Indicate the type of housing renovated/remodeled:

Detached Single Home ☐ Townhouse/Row home ☒
Common Area of Multi-Unit Building ☐ Apartment Unit ☐

11. Check any or all that were provided:

Confirmation of Receipt of Lead Pamphlet ☒ Self-Certification Option ☐
Mailing Option ☐ Renovation Notice (for common area or multi-unit housing) ☐

12. Please provide names, addresses and phone numbers of all contractors, subcontractors, companies or individuals that performed the renovation work:

Name: Blue Door Painters

Address: P.O. Box 5925, Arlington, VA 22205

Phone: 703-504-2000

13. Did you receive a copy of a pamphlet entitled *Renovate Right* before signing a renovation contract or arranging to have work performed by a renovator/remodeler, or at any time from the renovator/remodeler? **X YES NO UNKNOWN**

If yes, when did you receive the pamphlet from the renovator/remodeler: before, during or after the work was performed? Before

14. Did the renovator/remodeler provide you with any type of notification information?
YES NO UNKNOWN

If yes, describe the information provided, and state whether the information was provided before, during or after the work was performed:

No information other than the Renovate Right brochure and a preparation fact-sheet were provided

15. a) What method did you use to pay the renovator/remodeler:

Check X Cash Money Order Other

- b) How much did you pay in total? \$ 3070.00

- c) How much did you pay as a deposit? \$ 925.

16. Do you have cancelled checks, receipts for payment, copies of money orders or other proof of payment to the renovator? **X YES NO**

If yes, and if you wish to do so, please enclose a copy or copies of receipts, cancelled checks, etc.

Additional Comments:

I called the company to complain that it was obvious that they had not used lead-safe work practices because there were chips around the perimeter of the home. They did not dispute this but said they would try to clean it up. Latet I saw that two of my flower beds were newly mulched. This was noticeable because it was clear that it was new mulch and different mulch then I use on my beds.

I/We certify that this declaration is true and I/we voluntarily submit it to the United States Environmental Protection Agency ("EPA") in connection with a matter within EPA's jurisdiction. I/We are aware that it is a violation of the False Statements Act, 18 United States Code § 1001, for us/me to knowingly or willfully make any false, fictitious or fraudulent statements or representations to the EPA, and such statements may be a federal crime.

*****Please provide a phone number where you may be reached: 202-566-0718 (w) or 202-286-3020.**

Complainant's Signature: X

[REDACTED]

Date:

10/9/12

Complainant's Signature: X

Date:

Witness's Signature: X

[REDACTED]

Date:

10/9/12

PLEASE PROVIDE ANY ADDITIONAL INFORMATION BELOW, OR PLEASE ATTACH ANY ADDITIONAL INFORMATION THAT YOU WISH TO SUBMIT TO THIS FORM.

pictures 3

to:

Annie Hoyt

10/08/2012 03:40 PM

Cc:

Paul Mandelaro

Hide Details

To: Annie Hoyt/R3/USEPA/US@EPA

Cc: Paul Mandelaro/R3/USEPA/US@EPA

3 Attachments



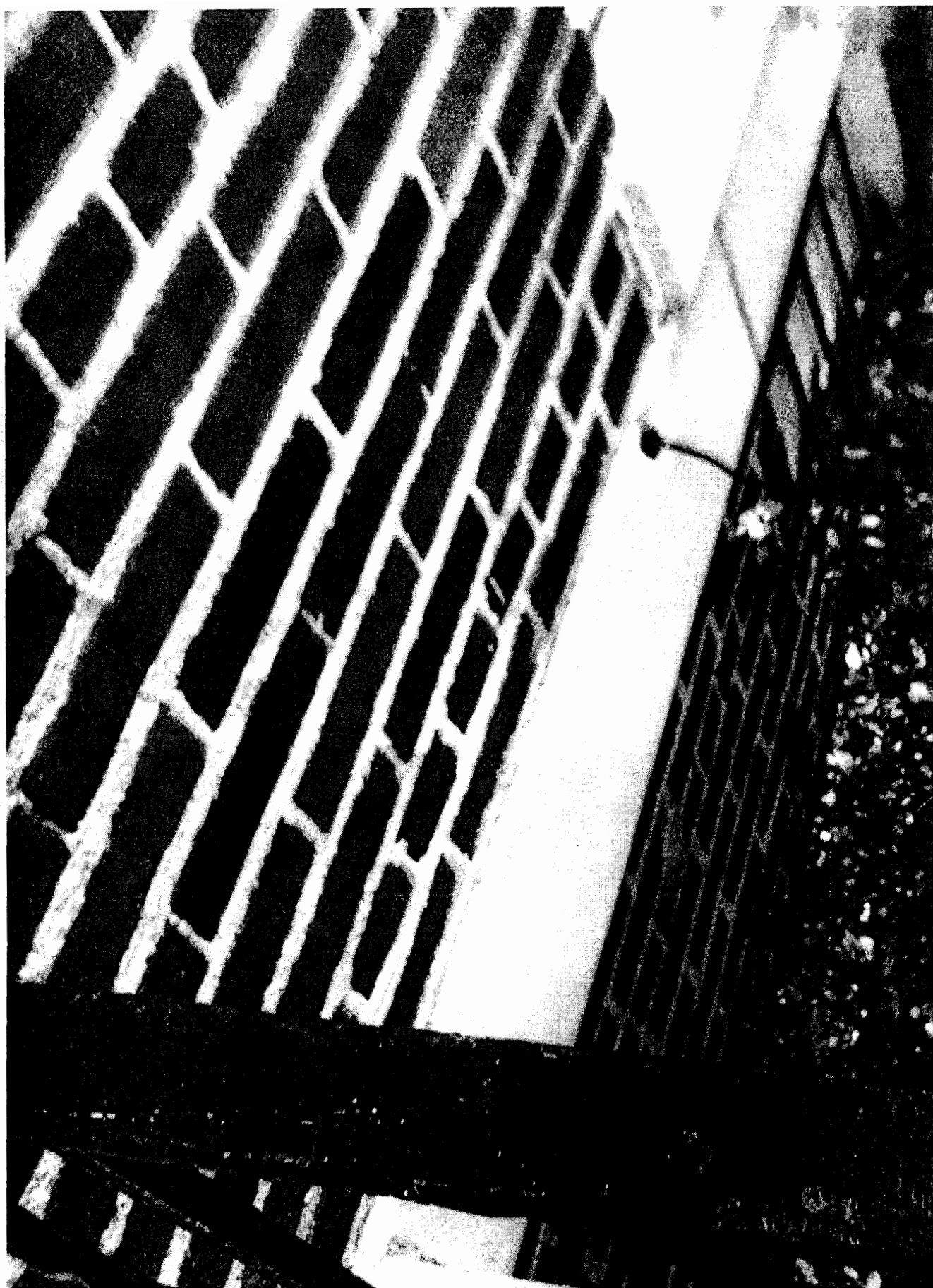
New mulch1.jpg new mulch 2.jpg old mulch.jpg

Finally, I believe that they put down new mulch on some of the flower beds next to the house after I complained that they did not use the lead-safe work practices. I am attaching these pictures given the reaction from OECA when I mentioned it.

The new mulch only showed up in a few of the flower beds. I don't know who else would put down mulch. The picture titled old mulch is shows a bed with the mulch I have used -- dark brown hardwood mulch. I have never used the black mulch shown in the new mulch pictures

Thanks

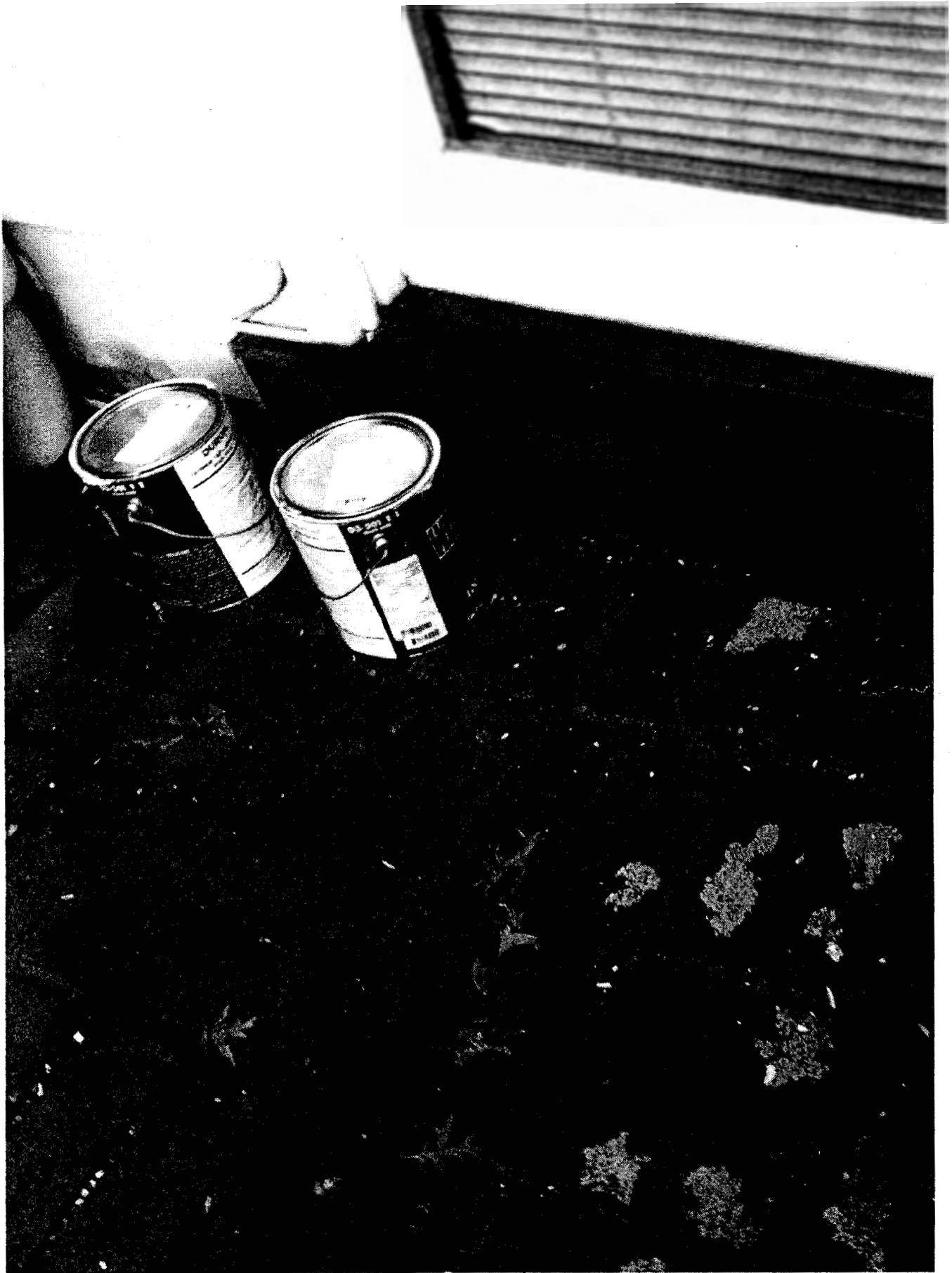
[REDACTED]





















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